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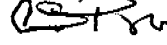
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Arizona Corporation Commission

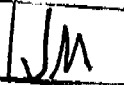
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MAY 04 2000

TO: THE HONORABLE CARL KUNASEK
Chairman, Arizona Corporation Commission

FROM: CHARLES PIERSON 
Chairman, Power Plant & Transmission Line Siting Committee
Assistant Attorney General, Administrative Law Section

DOCKETED BY



DATE: May 4, 2000

RE: Power Plant & Transmission Line Siting Committee Case No.99 (Panda Gila River, L.P.); Amended Certificate of Environmental Compatibility

On April 24, 2000, I signed and transmitted to the Commission the Certificate of Environmental Compatibility (the "CEC") in the captioned case. As I understand it, the Commission has scheduled it for consideration on June 6, 2000.

The CEC contains 10 conditions, which were agreed to by the applicant and by Staff of the Commission; these conditions were contained in Exhibit A-6, which was received in evidence. At the end of the hearing, the Committee voted to grant the CEC with the conditions contained in Exhibit A-6.

It was pointed out to me that in the CEC I had inadvertently shortened condition number 4. Therefore, I have signed an Amended Certificate of Environmental compatibility that contains the complete wording of condition number 4.

Because the mistake so clearly contravenes the vote of the Committee and because it was inadvertent, I have signed the amended CEC *nunc pro tunc*, which means "now for then." This is why the amended CEC shows that it was granted on April 24, 2000. In my opinion, the amended CEC may still be considered by the Commission on June 6.

I do not consider the backdating of the amended CEC to be a problem in this case, because the change merely correctly reflects what the only two parties to the proceeding had agreed upon. I regret the inconvenience this causes the Commission, but I think it is better to amend it now than to try to unravel the mistake at a later date.

1 **BEFORE THE POWER PLANT AND TRANSMISSION**
2 **LINE SITING COMMITTEE OF ARIZONA**

3 IN THE MATTER OF THE APPLICATION
4 OF PANDA GILA RIVER, L.P. OR THEIR
5 ASSIGNEE(S), IN CONFORMANCE WITH
6 THE REQUIREMENTS OF ARIZONA
7 REVISED STATUTES 40-360.03 AND
8 40-360.06, FOR A CERTIFICATE OF
9 ENVIRONMENTAL COMPATIBILITY
10 AUTHORIZING THE CONSTRUCTION OF
11 NATURAL GAS-FIRED, COMBINED
12 CYCLE GENERATING PLANT,
13 SWITCHYARD, AND RELATED
14 FACILITIES IN THE TOWN OF GILA
15 BEND, MARICOPA COUNTY, ARIZONA,
16 LOCATED IN SECTIONS 8, 17, 20, AND
17 21, TOWNSHIP 5 SOUTH, RANGE 4
18 WEST, GILA AND SALT RIVER BASE
19 AND MERIDIAN.

CASE NO. 99

DOCKET NO. L-00000Q-00-0099

DECISION NO. _____

12 **AMENDED**
13 **CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY**

14 Pursuant to notice given as provided by law, the Power Plant and Transmission Line Siting
15 Committee of Arizona (the "Committee"), held public hearings at the Best Western Executive Park
16 Downtown Hotel, 1100 North Central Avenue, Phoenix, Arizona, on March 30, 2000, in
17 conformance with the requirements of Arizona Revised Statutes § 40-360 *et seq.*, for the purpose
18 of receiving evidence and deliberating on the Application of Panda Gila River, L.P. ("Panda" or
19 the "Applicant") for a Certificate of Environmental Compatibility ("Certificate") in the
20 above-captioned case.

21 The following members and designees of members of the Committee were present for the
22 deliberations and vote on the Application at the March 30, 2000 hearing:

23 Charles S. Pierson	Chairman, Designee for the Attorney General of Arizona
24 Steve Olea	Designee for the Chairman of the Arizona Corporation Commission
25 Mark McWhirter	Designee for the Director of the Energy Office of the Arizona 26 Department of Commerce

1 10. Applicant shall implement a land management and reclamation plan in accordance
2 with the requirements of the Annexation-Development Agreement to be executed
3 between Applicant and the Town of Gila Bend.

4 GRANTED this 24th day of April, 2000.
5 Entered nunc pro tunc this 4th day of May, 2000.

6 THE POWER PLANT AND TRANSMISSION
7 LINE SITING COMMITTEE OF ARIZONA

8 By 
9 Charles S. Pierson
10 Chairman

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APPROVED BY ORDER OF THE ARIZONA CORPORATION COMMISSION

Chairman

Commissioner

Commissioner

In Witness Hereof, I, Brian C. McNeil, Executive Secretary of the Arizona Corporation Commission, set my hand and cause the official seal of this Commission to be affixed, this ____ day of _____, 2000.

By _____
Brian C. McNeil
Executive Secretary

Dissent: _____

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- 1. ☐ Addressee's Address
- 2. ☐ Restricted Delivery

3. Article Addressed to:

Steve Marshall
Ella Bend Unkild Island Dist
308 N. Martin Ave
P.O. Box V
Ella Bend, Az 85337

4a. Article Number

P 618 188 006

4b. Service Type

- ☐ Registered
- ☒ Certified
- ☐ Express Mail
- ☐ Insured
- ☐ Return Receipt for Merchandise
- ☐ COD

7. Date of Delivery

12-14-00

8. Addressee's Address (Only if requested and fee is paid)

5. Received By: (Print Name)

DAVID SCHMIDT

6. Signature (Addressee or Agent)

David Schmidt

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3. Article Addressed to: <i>Councilman Bud Turner</i> <i>Box 2059</i> <i>Hale Bend, Az 85337</i>		4a. Article Number <i>P 618 188 007</i>	
5. Received By: (Print Name) <i>Barbara Turner</i>		4b. Service Type <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Express Mail <input type="checkbox"/> Insured <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> COD	
6. Signature (Addressee or Agent) <i>Barbara Turner</i>		7. Date of Delivery <i>6-15-00</i>	
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3. Article Addressed to: <i>Town of Cole Bend</i> <i>Ralph Baugies St.</i> <i>P.O. Box A</i> <i>Cole Bend, Az 85337</i>		4a. Article Number <i>P 618 188 009</i>	
5. Received By: (Print Name) <i>Alma Fernandez</i>		4b. Service Type <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Express Mail <input type="checkbox"/> Insured <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> COD	
6. Signature (Addressee or Agent) <i>Alma Fernandez</i>		7. Date of Delivery <i>4/29/00</i>	
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3. Article Addressed to: <i>Mike Weaver</i> <i>State Representative</i> <i>1700 West Washington</i> <i>Phoenix, Az 85007-2844</i>		4a. Article Number <i>P 618 188 003</i>	
5. Received By: (Print Name) <i>Jan Connolly</i>		4b. Service Type <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Express Mail <input type="checkbox"/> Insured <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> COD	
6. Signature (Addressee or Agent) <i>Jan Connolly</i>		7. Date of Delivery <i>JUN 14 2000</i>	
PS Form 3811, December 1994		102595-99-B-0223 Domestic Return Receipt	

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3. Article Addressed to: <i>Mr. Hayden Van Hise</i> <i>P.O. Box 54923</i> <i>Phx, Az. 85078</i> <i>H.C. Vanclere</i>		4a. Article Number <i>P 618 188 011</i>	
5. Received By: (Print Name) <i>Heavenline</i>		4b. Service Type <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Express Mail <input type="checkbox"/> Insured <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> COD	
6. Signature (Addressee or Agent) <i>Heavenline</i>		7. Date of Delivery <i>06.19.00</i>	
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☐ Write "Return Receipt Requested" on the mailpiece below the article number.
☐ The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:

4a. Article Number

4b. Service Type

5. Received By: (Print Name)

6. Signature (Addressee or Agent)

7. Date of Delivery

8. Addressee's Address (Only if requested and fee is paid)

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

I also wish to receive the following services (for an extra fee):

Arizona State Parks
Michael Ohnersorgen
1300 West Washington
Phoenix, AZ 85007

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☐ The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:

4a. Article Number

4b. Service Type

5. Received By: (Print Name)

6. Signature (Addressee or Agent)

7. Date of Delivery

8. Addressee's Address (Only if requested and fee is paid)

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

I also wish to receive the following services (for an extra fee):

Councilman Bill Henry
Box 768
Gila Bend, AZ 85337

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☐ The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:

4a. Article Number

4b. Service Type

5. Received By: (Print Name)

6. Signature (Addressee or Agent)

7. Date of Delivery

8. Addressee's Address (Only if requested and fee is paid)

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

I also wish to receive the following services (for an extra fee):

Arizona State Land Department
Asset Management Division
Gordon Taylor Director
1616 West Adams
Phoenix, AZ 85007

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3. Article Addressed to:

4a. Article Number

4b. Service Type

5. Received By: (Print Name)

6. Signature (Addressee or Agent)

7. Date of Delivery

8. Addressee's Address (Only if requested and fee is paid)

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

I also wish to receive the following services (for an extra fee):

Bureau of Land Mgmt.
Arizona State Office
222 North Central Ave
Phoenix, AZ 85004-2203

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3. Article Addressed to:

United States Postal Service
Postmaster
Dila Bend, AZ 85337-9998

4a. Article Number

P 618 188 001

4b. Service Type

- ☐ Registered ☒ GILA BE ☒ Certified
- ☐ Express Mail ☐ Insured
- ☐ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

Dec 14 2000

8. Addressee's Address (Only if requested and fee is paid)

109 4th Street
Dila Bend, AZ 85337

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- ☐ The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- ☐ Addressee's Address
- ☐ Restricted Delivery

3. Article Addressed to:

Councilman Steve Holt
Box 30
Dila Bend, AZ 85337

4a. Article Number

P 618 188 008

4b. Service Type

- ☐ Registered ☒ Certified
- ☐ Express Mail ☐ Insured
- ☐ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

6-14-00

8. Addressee's Address (Only if requested and fee is paid)

6/14/00
JERRY BOWERS
Dila Bend, AZ 85337

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I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

3. Article Addressed to:

4a. Article Number

P618 188 026

Alan Matheson, Esq
Ryley, Carlock & Applewhite
101 North 1st Ave #2700
Phoenix, AZ 85003-1973

4b. Service Type
☐ Registered
☐ Registered Mail
☐ Express Mail
☐ Return Receipt for Merchandise
☐ COD

7. Date of Delivery

JUNE 8 2000

Received By: (Print Name)
ABDENCE RAMBER

8. Addressee's Address (Only if requested and fee is paid)
S. 8300

6. Signature (Addressee or Agent)
[Signature]

PS Form 3811, December 1994

102595-99-B-0223

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1-000000-00-0099

516

SENDER:

Complete items 1 and/or 2 for additional services.

Complete items 3, 4a, and 4b.
Print your name and address on the reverse of this form so that we can return this card to you.

Attach this form to the front of the mailpiece, or on the back if space does not permit.

Write "Return Receipt Requested" on the mailpiece below the article number.
The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

3. Article Addressed to:

4a. Article Number

P618 188 019

Suzanne Pfister
BJ Communications
3101 North Central Ave #870
Phoenix, AZ 85012

4b. Service Type
☐ Registered
☐ Express Mail
☐ Return Receipt for Merchandise
☐ COD

7. Date of Delivery

6/15

5. Received By: (Print Name)
[Signature]

8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Addressee or Agent)
[Signature]

PS Form 3811, December 1994

102595-99-B-0223

Domestic Return Receipt

Thank you for using Return Receipt Service.

SENDER:

Complete items 1 and/or 2 for additional services.

Complete items 3, 4a, and 4b.
Print your name and address on the reverse of this form so that we can return this card to you.

Attach this form to the front of the mailpiece, or on the back if space does not permit.

Write "Return Receipt Requested" on the mailpiece below the article number.
The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

3. Article Addressed to:

4a. Article Number

P618 188 015

Tim Hogan
Arizona Center for Law with
Public Interest
202 East McDowell Rd #153
Phoenix, AZ 85004

4b. Service Type
☐ Registered
☐ Registered Mail
☐ Express Mail
☐ Return Receipt for Merchandise
☐ COD

7. Date of Delivery

06-14-2000

5. Received By: (Print Name)
[Signature]

8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Addressee or Agent)
[Signature]

PS Form 3811, December 1994

102595-99-B-0223

Domestic Return Receipt

Thank you for using Return Receipt Service.

DOCKET NO.

1-000000-00-0099

516

SENDER:

Complete items 1 and/or 2 for additional services.

Complete items 3, 4a, and 4b.
Print your name and address on the reverse of this form so that we can return this card to you.

Attach this form to the front of the mailpiece, or on the back if space does not permit.

Write "Return Receipt Requested" on the mailpiece below the article number.
The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

3. Article Addressed to:

4a. Article Number

P618-188-017

Jason Lipsey
Project Director
Paloma Ranch
2845 East Camelback Rd #700
Phoenix, AZ 85016

4b. Service Type
☐ Registered
☐ Express Mail
☐ Return Receipt for Merchandise
☐ COD

7. Date of Delivery

6-15-00

5. Received By: (Print Name)
[Signature]

8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Addressee or Agent)
[Signature]

PS Form 3811, December 1994

102595-99-B-0223

Domestic Return Receipt

Thank you for using Return Receipt Service.

is your RETURN ADDRESS completed on the reverse side?

3. Article Addressed to:		4a. Article Number	
Lucille Hays Stirling Energy Systems Biltmore Corporate Park 6245 North 24 th Parkway #209 Phoenix, AZ 85016-2030		P618 188 022	
5. Received By: (Print Name) D.L. HAYS		4b. Service Type	
6. Signature (Addressee or Agent) <i>DL Hays</i>		<input type="checkbox"/> Registered <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> COD	
7. Date of Delivery JUN 15 2001		8. Addressee's Address (Only if requested and fee is paid)	
US Form 3811, December 1994		10255-99-B-0223 Domestic Return Receipt	

Thank you for using Return Receipt Service.

3. Article Addressed to:	4a. Article Number
Robert B. Weisenmiller, Ph. D MRW & Associates, Inc 1999 Harrison Street, #1440 Oakland, CA 94612	9618 188 025
5. Received By: (Print Name)	4b. Service Type
Blaine Blaine's Ch.iod.	<input type="checkbox"/> Registered
6. Signature Addressee or Agent	<input type="checkbox"/> Express Mail
Blaine's Ch.iod.	<input type="checkbox"/> Return Receipt for Merchandise
7. Date of Delivery	<input checked="" type="checkbox"/> Certified
6/19/83	<input type="checkbox"/> Insured
8. Addressee's Address (Only if requested and fee is paid)	<input type="checkbox"/> COD
US Form 3811, December 1994	102595-99-B-0223 Domestic Return Receipt

Is your **RETURN ADDRESS** completed on the reverse side?

3. Article Addressed to:	4a. Article Number
Fennemore Craig 3003 North Central Ave #2600 Phoenix, AZ 85012 C. Webb Crockett Karen Errant	P618 188 023
5. Received By: (Print Name)	4b. Service Type
M Webb	<input type="checkbox"/> Registered <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Insured <input type="checkbox"/> COD
6. Signature (Addressee or Agent)	7. Date of Delivery
M Webb	12/15
	8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811 December 1994

103605 00 D 00003

Domestic Return Benefit